

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT BECKLEY

MICHAEL D. ROSE and EDWARD L. HARMON,
on their own behalf and on the behalf of all
others similarly situated,

PLAINTIFFS,

v.

Civil Action No.: 5:22-cv-00405
Honorable Frank W. Volk

BESTY JIVIDEN, individually and in her
official capacity as the Commissioner of
The West Virginia Division of Corrections and
Rehabilitation, MICHAEL FRANCIS, individually
as an employee of the West Virginia Division of
Corrections and Rehabilitation, LARRY WARDEN,
individually as an employee of the West
Virginia Division of Corrections and Rehabilitation,
BRAD DOUGLAS, individually and in his official
capacity as the acting Commissioner of the
West Virginia Division of Corrections and
Rehabilitation, JEFF S. SANDY, individually and in his
official capacity as the Cabinet Secretary of the
West Virginia Department of Homeland Security,
The RALEIGH COUNTY COMMISSION,
JOHN/JANE DOE EMPLOYEES OF THE RALEIGH
COUNTY COMMISSION, The FAYETTE COUNTY COMMISSION,
JOHN/JANE DOE EMPLOYEES OF THE FAYETTE
COUNTY COMMISSION, The GREENBRIER COUNTY
COMMISSION, JOHN/JANE DOE EMPLOYEES OF
THE GREENBRIER COUNTY COMMISSION, JOHN/JANE DOE
EMPLOYEES OF THE GREENBRIER COUNTY COMMISSION,
The MERCER COUNTY COMMISSION, JOHN/JANE DOE
EMPLOYEES OF THE MERCER COUNTY COMMISSION,
The MONROE COUNTY COMMISSION, JOHN/JANE DOE
EMPLOYEES OF THE MONROE COUNTY COMMISSION,
The SUMMERS COUNTY COMMISSION, JOHN/JANE DOE
EMPLOYEES OF THE SUMMERS COUNTY COMMISSION,
The WYOMING COUNTY COMMISSION, JOHN/JANE DOE
EMPLOYEES OF THE WYOMING COUNTY COMMISSION,
PRIMECARE MEDICAL OF WEST VIRGINIA, INC.,
JOHN/JANE DOE PRIMECARE EMPLOYEES,
WEXFORD HEALTH SOURCES, INC., JOHN/JANE DOE
WEXFORD EMPLOYEES, and JOHN/JANE DOE
CORRECTIONAL OFFICERS,

DEFENDANTS.

**DEFENDANT PRIMECARE MEDICAL OF WEST VIRGINIA, INC.'S,
SUGGESTION OF BANKRUPTCY**

Comes Now Defendant, PrimeCare Medical of West Virginia, Inc., by counsel, D.C. Offutt, Jr., Anne Liles O'Hare, and the law firm of Offutt Simmons Simonton, PLLC, and hereby suggests that on January 17, 2024 it filed its voluntary petition under Chapter 7 of the United States Bankruptcy Code (11 U.S.C. § 101, *et seq.*) which is pending in the United States Bankruptcy Court for the Southern District of West Virginia as Case No.: 6:24-bk-60001. Pursuant to Bankruptcy Code § 362, all further proceedings in this matter are stayed, upon penalty of contempt of Bankruptcy Court's Order for Relief in the PrimeCare Medical of West Virginia, Inc. bankruptcy case. A Notice of Bankruptcy Case Filing is attached hereto as Exhibit A.

RESPECTFULLY SUBMITTED,

**PRIMECARE MEDICAL OF
WEST VIRGINIA, INC.**

By Counsel,

/s/ Anne Liles O'Hare

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EMPLOYEES OF THE WYOMING COUNTY COMMISSION,
PRIMECARE MEDICAL OF WEST VIRGINIA, INC.,
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WEXFORD EMPLOYEES, and JOHN/JANE DOE
CORRECTIONAL OFFICERS,

DEFENDANTS.

CERTIFICATE OF SERVICE

The undersigned counsel for Defendant, PrimeCare Medical of West Virginia, Inc., do hereby certify that a true and correct copy of the foregoing ***"Defendant PrimeCare Medical of West Virginia, Inc.'s, Suggestion of Bankruptcy"*** has been served upon the following via U.S. Mail and/or email this the 18th day of January, 2024 addressed as follows:

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/s/ Anne Liles O'Hare

Anne Liles O'Hare, Esquire (WV Bar No. 9171)

1/17/24, 4:28 PM

Southern West Virginia Live Database

United States Bankruptcy Court
Southern District of West Virginia**Notice of Bankruptcy Case Filing**

A bankruptcy case concerning the debtor(s) listed below was filed under Chapter 7 of the United States Bankruptcy Code, entered on 01/17/2024 at 4:26 PM and filed on 01/17/2024.

PrimeCare Medical of West Virginia, Inc.
 907 Mission Drive
 Parkersburg, WV 26101
 Tax ID / EIN: 25-1816888



The case was filed by the debtor's attorney:

Joe M. Supple
 801 Viand Street
 Point Pleasant, WV 25550
 (304) 675-6249

The case was assigned case number 6:24-bk-60001.

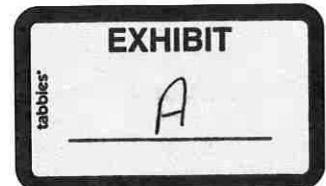
In most instances, the filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized. Consult a lawyer to determine your rights in this case.

If you would like to view the bankruptcy petition and other documents filed by the debtor, they are available at our *Internet* home page <http://www.wvsb.uscourts.gov> or at the Clerk's Office, Room 3200, 300 Virginia Street East, Charleston, WV 25301.

You may be a creditor of the debtor. If so, you will receive an additional notice from the court setting forth important deadlines.

Lesley Hoops
Clerk, U.S. Bankruptcy Court

PACER Service Center		
Transaction Receipt		
01/17/2024 16:28:35		
PACER Login:	supplelawoffice	Client Code:



1/17/24, 4:28 PM

Southern West Virginia Live Database

Description:	Notice of Filing	Search Criteria:	6:24-bk-60001
Billable Pages:	1	Cost:	0.10